

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **People of MI v David Darnell Nelson**  
Docket No. **279288**  
L.C. No. **98-000894-FH**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),  
orders:

The motion to waive fees is GRANTED for this case only.

The delayed application for leave to appeal is DISMISSED for lack of jurisdiction because the defendant cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). Regardless of the title placed on the last motion, that motion was a motion for relief from judgment. See MCR 6.501.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

SEP 13 2007

Date

*Sandra Schultz Mengel*  
Chief Clerk